

Docket No.: M1071.1943
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Tomiya Sonoda et al.

Application No.: 10/560,384

Confirmation No.: 3841

Filed: December 13, 2005

Art Unit: 2817

For: TM010 MODE RESONATOR DEVICE,
OSCILLATOR DEVICE AND
TRANSMISSION AND RECEPTION DEVICE

Examiner: Jones, Stephen E.

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Species Restriction Requirement set forth in the Office Action mailed December 28, 2007, Applicants hereby provisionally elect Species II for continued examination, without traverse. Claims 3, 4, 5 and 8 read on this embodiment.

Applicant's election is made without prejudice. As noted by the Examiner, upon the allowance of a generic claim, Applicant will be entitled to consideration of claims to not more than a reasonable number of species in addition to the elected species, provided that all claims to each additional species are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.146.

An action on the merits of all the claims and a Notice of Allowance thereof are respectfully requested.

Dated: January 22, 2008

Respectfully submitted,

Electronic Signature /Richard LaCava/

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